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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/833,969	04/11/2001	Michael L. Obradovich	42254/DMC/C685	3844
23363	7590	06/23/2005	EXAMINER	
CHRISTIE, PARKER & HALE, LLP PO BOX 7068 PASADENA, CA 91109-7068			NGUYEN, LEE	
			ART UNIT	PAPER NUMBER
			2682	

DATE MAILED: 06/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

**Application No.**

09/833,969

**Applicant(s)**

OBRADOVICH, MICHAEL L.

**Examiner**

LEE NGUYEN

**Art Unit**

2682

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 06 August 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 3-5, 7-15 and 18-28 is/are pending in the application.
- 4a) Of the above claim(s) 4, 10-12 and 18-26 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 3, 5, 7-9, 13-15, 27 and 28 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

This action is responsive to the communication filed 03/14/2005.

Claims 1-2, 6, 16-17, have been canceled. Claims 3-5, 7-15, 18-28 remain in prosecution. Claims 4, 10-12, 18-26 have been withdrawn from consideration.

#### ***Information Disclosure Statement***

Applicant is reminded that the IDS filed 08/09/2004 is duplicated with the IDS filed 08/22/2002, which was considered by the examiner in the office action mailed 05/28/2004.

#### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 3, 5, 7-9, 13-15 and 27-28 are rejected under 35 U.S.C.

103(a) as being unpatentable over Geiger et al. (US 6,377,810) in view of Strunk et al. (US 2002/0068551).

Regarding claim 3, Geiger teaches a method of providing contact information regarding a user, the method comprising: allocating a user-specific space in memory 21 accessible over a computer network 22 to a specific user 15-17 (figs. 1, 4); associating a mobile communication device with the user (col. 2, 32-38); determining a location of the user by receiving location information provided by a mobile communication device (col. 2, 32-38); storing data indicative of the location of the user in the use-specific space (col. 2, 32-38); receiving an access list of possible requesters of the data in the user-specific space and providing the data indicative of the location of the user to possible requesters on the access list (col. 4, lines 26-40 and lines 57-66). Geiger fails to teach receiving, from the user, additionally data regarding the user; storing the additionally trivial data regarding the user in the user-specific space and providing the data indicative the additional trivial data regarding the user to possible requesters on the access list. Strunk teaches that data concerning establishment of communication with the mobile communication device such as contact information email, fax, individuals can be stored in a contact database, which are provided by the user (see [0006] through [0019], it is noted that the user provides his contact information to stations

100, 101,...N so that the contact database 20 can be obtained said contact information from stations 100, 101, ...N). It would have been obvious to one of ordinary skill in the art at the time the invention was made combine Strunk with Geiger so that the caller can contact the callee via alternate means.

Regarding claim 5, Geiger teaches a location relevant server system comprising: a personal communication device (PCD) 15-17 (figs. 1 and 4) comprising a GPS receiver 17 and wireless communication capability (transceiver); a GPS server 20 receiving information indicating a location and unit identifier associated with the PCD (col. 2, 17-44); the GPS server 20 providing the PCD location and the unique identifier associated with the PCD to an application server 21 (col. 2, 38-44); the application server 21 configured to execute a program upon receiving the location and the unique identifier information associated with the PCD to a update a user specific data space with a current location and the unique identifier associated with the PCD (col. 2, 38-44, col. 4, 41-44); the application server 21 further configure to allow different users different access to the application server 21 based on the identity of a user (col. 2, 38-44 and col.

4, 40-44). Geiger fails to teach that the application server is further configured to store received from and information concerning an individual associated with the PCD in the user specific data space. Strunk teaches that data concerning establishment of communication with the mobile communication device such as contact information email, fax, individuals can be stored in a contact database, which are provided by the user (see [0006] through [0019], it is noted that the user provides his contact information to stations 100, 101...N so that the contact database 20 can be obtained said contact information from stations 100, 101, ...N). It would have been obvious to one of ordinary skill in the art at the time the invention was made combine Strunk with Geiger so that the caller can contact the callee via alternate means.

Regarding claim 7, the combination of Geiger and Strunk also teaches that the application server provide information concerning the individual to a requester (see [0009] of Strunk).

Regarding claim 8, the combination of Geiger and Strunk also teaches that the application server is configured to modify data in the user specific data space (col. 4, lines 41-44 of Geiger).

Regarding claim 9, the combination of Geiger and Strunk also teaches contact information regarding the individual (see [0017] of Strunk).

Regarding claim 13, the combination of Geiger and Strunk also teaches that the GPS server 20 is configured to send PCD locations and identifiers to the application server 21 (col. 2, 38-44 of Geiger).

Regarding claim 14, the combination of Geiger and Strunk also teaches that the application server is configured to provide different information concerning the individual to the different requesters (see [0011] and [0017] of Strunk).

Regarding claim 15, the combination of Geiger and Strunk also teaches that the user specific data space stores contact information regarding the user associated with the PCD (see [0017] of Strunk).

Regarding claims 27-28, the combination of Geiger and Strunk also teaches the phone, fax and e-mail information (see [0006], [0007] and [0009] of Strunk).

### ***Response to Arguments***

3. Applicant's arguments filed 03/14/2005 have been fully considered but they are not persuasive.

In the remarks, Applicant argues that:

- a) Strunk publication does not contain subject matter that is not disclosed in the provisional application No. 60/169,605, and
- b) Strunk provisional application does not disclose receiving contract information from the user, rather from service database stations or local exchange carriers.

In response to point a), the rejection based on the Strunk publication is ended at paragraph [0019], which is the original provisional application's disclosure.

In response to point b), in Strunk's system if the user does not provide or send contact information to the service database stations



or local exchange carriers 100, 101, ..., there is no way the database 20 can obtain and store these information.

Therefore, the examiner believes that the rejection is proper.

### ***Conclusion***

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

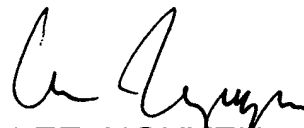
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LEE NGUYEN whose telephone

number is (571)-272-7854. The examiner can normally be reached on 8:00 AM - 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, NICK CORSARO can be reached on (571)-272-7876. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

 6/13/05  
LEE NGUYEN  
Primary Examiner  
Art Unit 2682